

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: Conf. No. 9415
Saadettin SEL et al. Art Unit: 4115
Application No.: 10/576,326 Examiner: Booth, Michael John
Filed: 01/24/2007 Attorney Dkt. No.: 12007-0070

For: INTRAOCULAR LENS DEVICE FOR THE IMPROVEMENT OF VISION IN CASE OF RETINAL DISEASES (as amended)

ELECTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

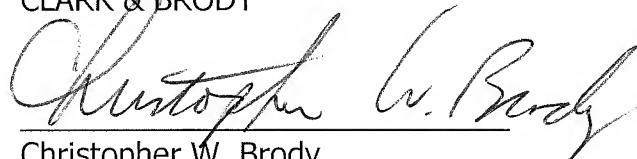
In response to the Office Action dated December 15, 2010, Applicants elect Species 1 or Figures 1-5. To complete the election, Applicants submit that the claims identified in the restriction requirement for Figures 1-5 should be examined on their merits, taking into account the traversal below.

Applicants further submit the claim 1 is generic. The basis for this is that the Fresnel lens now found in claim 1 could include the two chambers disclosed in the specification. There is nothing in the specification that excludes the use of the chambers in combination with a Fresnel lens. Further, this is why the two chamber embodiment of the invention, e.g., claim 6, is made dependent on claim 1 and not written as an independent claim.

Applicants submit that since claim 1 is generic, its allowance would require rejoinder of the dependent claims that have been subject to this restriction requirement.

No fee is due in connection with this filing. However, please charge any fee deficiency or credit any overpayment to Deposit Account No. 50-1088.

Respectfully submitted,
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